

# Final Agenda

## Louisville Metro Council

**Meeting Date:** 10/26/2006

**Meeting Time:** 6:00 PM

**Address to Council:** YES

**Pro-Tem:** Jim King (10)

**Minutes:** [REGULAR MEETING - OCTOBER 12 2006](#)

**Committee Minutes:** [Regular : Government Administration, Rules, Ethics & Audit October 16, 2006](#)  
[Regular : Planning/Zoning, Land Design & Development October 17, 2006](#)  
[Regular : Health & Human Services October 18, 2006](#)  
[Regular : Appropriations, NDFs and CIFs October 19, 2006](#)  
[Regular : Jobs & Economic Development October 19, 2006](#)  
[Regular : Transportation/Public Works October 17, 2006](#)  
[Regular : Budget October 18, 2006](#)  
[Regular : Contracts/Appointments October 19, 2006](#)  
[Special : Committee on Committees October 25, 2006](#)  
[Regular : Parks, Libraries & Cultural Activities 10/16/2006](#)

**Communication from the Mayor:** Yes

**Suspended Rules:** NONE

**Guests:**  
Cheri Bryant Hamilton (5)  
Robin Engel (22)

**Special Ordinances and Resolutions**

**Consent Calendar**

- 1     [R-166-10-06](#)     A RESOLUTION AUTHORIZING THE OFFICE OF THE JEFFERSON COUNTY ATTORNEY TO BRING A CONDEMNATION SUIT AGAINST THE OWNERS OF CERTAIN PROPERTY IN JEFFERSON COUNTY IN CONNECTION WITH THE COOPER CHAPEL ROAD WIDENING PROJECT (PARCEL 6).

[Sponsor\(s\)](#)    [1 Attach.](#)    [Planning/Zoning, Land Design & Development](#)
- 2     [R-167-10-06](#)     A RESOLUTION AUTHORIZING THE OFFICE OF THE JEFFERSON COUNTY ATTORNEY TO BRING A CONDEMNATION SUIT AGAINST THE OWNERS OF CERTAIN PROPERTY IN JEFFERSON COUNTY IN CONNECTION WITH THE COOPER CHAPEL ROAD WIDENING PROJECT (PARCEL 138).

[Sponsor\(s\)](#)    [1 Attach.](#)    [Planning/Zoning, Land Design & Development](#)
- 3     [R-168-10-06](#)     A RESOLUTION AUTHORIZING THE OFFICE OF THE JEFFERSON COUNTY ATTORNEY TO BRING A CONDEMNATION SUIT AGAINST THE OWNERS OF CERTAIN PROPERTY IN JEFFERSON COUNTY IN CONNECTION WITH THE COOPER CHAPEL ROAD WIDENING PROJECT (PARCEL 149).

[Sponsor\(s\)](#)    [1 Attach.](#)    [Planning/Zoning, Land Design & Development](#)
- 4     [R-171-10-06](#)     A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT REIMBURSEMENT FUNDS FROM THE COMMONWEALTH OF KENTUCKY, IN THE AMOUNT OF APPROXIMATELY \$511,180.00, FOR THE KENTUCKIANA AIR EDUCATION PROJECT ("KAIRE").

[Sponsor\(s\)](#)     [Health & Human Services](#)
- 5     [R-172-10-06](#)     A RESOLUTION URGING BOTH SUPPORT AND HONOR TO THOSE COURAGEOUS WOMEN WHO ARE AT THIS TIME FIGHTING THE BATTLE AGAINST BREAST CANCER, AND RECOGNIZING WITH HONOR AND COMPASSION THOSE WHO HAVE LOST FRIENDS AND LOVED ONES TO THIS DEADLY DISEASE.

[Sponsor\(s\)](#)     [Health & Human Services](#)
- 6     [O-203-10-06](#)     AN ORDINANCE AMENDING ORDINANCE NO. 94, SERIES 2004 RELATING TO THE FISCAL YEAR 2004-2005 CAPITAL BUDGET AND ORDINANCE NO. 112, SERIES 2006, RELATING TO THE FISCAL YEAR 2006-2007 CAPITAL BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, BY TRANSFERRING \$25,000 FROM METRO PARKS THROUGH THE DEPARTMENT OF FINANCE TO THE JEFFERSON COUNTY PUBLIC EDUCATION FOUNDATION, INC FOR THE PURPOSE OF PLAYGROUND EQUIPMENT AT PORTLAND ELEMENTARY.

[Sponsor\(s\)](#)     [Budget](#)

- 7     [O-196-10-06](#)     AN ORDINANCE APPROPRIATING \$6,000 FROM THE DISTRICT 23 NEIGHBORHOOD DEVELOPMENT FUND TO THE DEPARTMENT OF PUBLIC WORKS TO ADD A MISSING SECTION OF SIDEWALK IN FRONT OF 6609 AND 6611 BRISCOE LANE.  
[Sponsor\(s\)](#)   [1 Attach.](#)   [Appropriations, NDFs and CIFs](#)
- 8     [O-197-10-06](#)     AN ORDINANCE APPROPRIATING \$13,570 FROM THE DISTRICT 23 NEIGHBORHOOD DEVELOPMENT FUND TO ACTORS THEATRE OF LOUISVILLE, INC. TO CREATE A THEATRICAL WORK WITH MEMBERS OF THE DISTRICT 23 COMMUNITY PARTICIPATING IN THE ARTISTIC PROCESS.  
[Sponsor\(s\)](#)   [1 Attach.](#)   [Appropriations, NDFs and CIFs](#)
- 9     [O-198-10-06](#)     AN ORDINANCE APPROPRIATING \$27,900 FROM DISTRICT 25 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE DEPARTMENT OF FINANCE AND BUDGET, FOR PRAIRIE VILLAGE BASEBALL/SOFTBALL FIELD RENOVATIONS AND PAVILION CONSTRUCTION.  
[Sponsor\(s\)](#)   [1 Attach.](#)   [Appropriations, NDFs and CIFs](#)
- 10    [O-200-10-06](#)     AN ORDINANCE OF THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, AUTHORIZING THE ISSUANCE OF UP TO \$6,000,000 PRINCIPAL AMOUNT OF ITS REFUNDING AND IMPROVEMENT HOUSING REVENUE BONDS, SERIES 2006A (FARMDALE ADULT CITIZENS TOWERS PROJECT) AND UP TO \$1,000,000 PRINCIPAL AMOUNT OF ITS TAXABLE HOUSING REVENUE BONDS, SERIES 2006B (FARMDALE ADULT CITIZENS TOWERS PROJECT), APPROVING AND AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AGREEMENT BETWEEN THE METRO GOVERNMENT AND FARMDALE ADULT CITIZENS TOWERS, INC., A TRUST INDENTURE SECURING THE BONDS, AND CERTAIN RELATED DOCUMENTS; AUTHORIZING THE NEGOTIATED SALE OF THE BONDS; AND TAKING OTHER RELATED ACTIONS.  
[Sponsor\(s\)](#)   [1 Attach.](#)   [Jobs & Economic Development](#)
- 11    [R-160-9-06](#)     A RESOLUTION PURSUANT TO ORDINANCES 111 AND 112, SERIES 2006, APPROVING THE APPROPRIATIONS TO FUND THE FOLLOWING NEW CONTRACT - (CAPITAL INNOVATIONS, INC. - \$30,000).  
[Sponsor\(s\)](#)   [2 Attach.](#)   [Contracts/Appointments](#)
- 12    [R-164-10-06](#)     A RESOLUTION PURSUANT TO ORDINANCES 111 AND 112, SERIES 2006, APPROVING THE APPROPRIATIONS TO FUND THE FOLLOWING NEW CONTRACT – HORIZONS TECHNOLOGY CORPORATION - \$12,000.00.  
[Sponsor\(s\)](#)   [2 Attach.](#)   [Contracts/Appointments](#)
- 13    [R-162-10-06](#)     A RESOLUTION PURSUANT TO ORDINANCES 111 AND 112, SERIES 2006,

APPROVING THE APPROPRIATIONS TO FUND THE FOLLOWING NEW CONTRACT – GREATER LOUISVILLE, INC. - \$36,200.00.

[Sponsor\(s\)](#) [1 Attach.](#) [Contracts/Appointments](#)

- 14 [R-170-10-06](#) A RESOLUTION PURSUANT TO ORDINANCES 111 AND 112, SERIES 2006, APPROVING THE APPROPRIATIONS TO FUND THE FOLLOWING RENEWABLE CONTRACT - (STAGE ONE: THE LOUISVILLE CHILDREN'S THEATRE, INC. - \$60,000.00).  
[Sponsor\(s\)](#) [1 Attach.](#) [Contracts/Appointments](#)
- 15 [AP101906LG](#) APPOINTMENT OF LANCE GILBERT TO THE LOUISVILLE METRO HOUSING AUTHORITY BOARD. TERM EXPIRES AUGUST 15, 2009.  
[Sponsor\(s\)](#) [Contracts/Appointments](#)
- 16 [AP101906ST](#) APPOINTMENT OF SUSAN STOUT TAMME TO THE WORKFORCE INVESTMENT BOARD, INC. TERM EXPIRES JUNE 30, 2009.  
[Sponsor\(s\)](#) [Contracts/Appointments](#)
- 17 [AP101906JS](#) APPOINTMENT OF JACQUELINE STAMPS TO THE WORKFORCE INVESTMENT BOARD, INC. TERM EXPIRES JUNE 30, 2009.  
[Sponsor\(s\)](#) [Contracts/Appointments](#)
- 18 [RP101906JB](#) RE-APPOINTMENT OF JEFFREY BEEN TO THE HUMAN RELATIONS COMMISSION ENFORCEMENT. TERM EXPIRES SEPTEMBER 30, 2009.  
[Sponsor\(s\)](#) [Contracts/Appointments](#)
- 19 [RP101906JF](#) RE-APPOINTMENT OF JAMES FLOWERS TO THE HUMAN RELATIONS COMMISSION ENFORCEMENT. TERM EXPIES SEPTEMBER 30, 2009.  
[Sponsor\(s\)](#) [Contracts/Appointments](#)
- 20 [RP101906AL](#) RE-APPOINTMENT OF ALFONSO LANCETA TO THE HUMAN RELATIONS COMMISSION ENFORCEMENT. TERM EXPIRES SEPTEMBER 30, 2009.  
[Sponsor\(s\)](#) [Contracts/Appointments](#)
- 21 [AP101906RH](#) APPOINTMENT OF RAE HOLMES TO THE HUMAN RELATIONS COMMISSION ENFORCEMENT. TERM EXPIRES SEPTEMBER 30, 2009.  
[Sponsor\(s\)](#) [Contracts/Appointments](#)
- 22 [RP101906SE](#) RE-APPOINTMENT OF SUE ERNST TO THE PLANNING COMMISSION. TERM EXPIRES OCTOBER 1, 2009.  
[Sponsor\(s\)](#) [Contracts/Appointments](#)

- 23 [RP101906BQ](#) RE-APPOINTMENT OF BARRY QUEENAN TO THE PLANNING COMMISSION. TERM EXPIRES OCTOBER 1, 2009.  
[Sponsor\(s\)](#) [Contracts/Appointments](#)
- 24 [RP101906DB](#) RE-APPOINTMENT OF DONNIE BLAKE TO THE PLANNING COMMISSION. TERM EXPIRES OCTOBER 1, 2009.  
[Sponsor\(s\)](#) [Contracts/Appointments](#)
- 25 [AP101906GWB](#) APPOINTMENT OF GEORGE BOYD TO THE WORKFORCE INVESTMENT BOARD. TERM EXPIRES JUNE 30, 2009.  
[Sponsor\(s\)](#) [Contracts/Appointments](#)

## Old Business

- 26 [R-163-10-06](#) A RESOLUTION PURSUANT TO ORDINANCES 111 AND 112, SERIES 2006, APPROVING THE APPROPRIATIONS TO FUND THE FOLLOWING NEW CONTRACT – LOUISVILLE ENTERPRISE CENTER, INC. – \$44,000.00.  
[Sponsor\(s\)](#) [1 Attach.](#) [Contracts/Appointments](#)
- 27 [R-169-10-06](#) A RESOLUTION PURSUANT TO ORDINANCES 111 AND 112, SERIES 2006, APPROVING THE APPROPRIATIONS TO FUND THE FOLLOWING RENEWABLE CONTRACT – LOUISVILLE ENTERPRISE CENTER, INC. – \$322,707.07.  
[Sponsor\(s\)](#) [2 Attach.](#) [Contracts/Appointments](#)
- 28 [R-165-10-06](#) A RESOLUTION PURSUANT TO ORDINANCES 111 AND 112, SERIES 2006, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING RENEWAL CONTRACT – (UNIVERSITY OF LOUISVILLE RESEARCH FOUNDATION, INC. - \$150,000.00).  
[Sponsor\(s\)](#) [2 Attach.](#) [Contracts/Appointments](#)
- 29 [O-199-10-06](#) AN ORDINANCE RE-ENACTING AND REVISING THE PROVISIONS OF CHAPTER 160 OF THE LOUISVILLE METRO CODE OF ORDINANCES REGARDING THE DOWNTOWN MANAGEMENT DISTRICT.  
[Sponsor\(s\)](#) [Jobs & Economic Development](#)
- 30 [O-202-10-06](#) AN ORDINANCE APPROPRIATING A TOTAL OF (\$5,193) \$12,000 WITH \$577 EACH FROM DISTRICTS 1, (3), 4, (5), 8, 10, 12, 21 AND, 24, 2, 9 AND 15, \$1,000 FROM DISTRICTS 3 AND 6, \$3,077 FROM DISTRICT 4 AND \$1,730 FROM DISTRICT 5 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE DEPARTMENT OF FINANCE AND BUDGET, TO AFRICAN AMERICAN HERITAGE FOUNDATION, INC. FOR ADMINISTRATION AND PROGRAM EXPENSES (AS AMENDED).

[Sponsor\(s\)](#)   [1 Attach.](#)   [Appropriations, NDFs and CIFs](#)

- 31   [O-204-10-06](#)   AN ORDINANCE AMENDING CERTAIN SECTIONS OF 157.02, 157.03, AND 157.04 OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES ("CODE") PERTAINING TO FLOODPLAIN MANAGEMENT.

[Sponsor\(s\)](#)   [Transportation/Public Works](#)

- 32   [O-193-9-06](#)   AN ORDINANCE CHANGING THE ZONING FROM R-4 SINGLE FAMILY RESIDENTIAL TO M-2 INDUSTRIAL AND C-M COMMERCIAL MANUFACTURING AND FROM NEIGHBORHOOD FORM DISTRICT TO SUBURBAN WORKPLACE FORM DISTRICT ON PROPERTY LOCATED AT 4601 POPLAR LEVEL ROAD AND 3720 BISHOP LANE, CONTAINING 19.1 ACRES AND BEING IN THE LOUISVILLE METRO (DOCKET NO. 9-35-06).

[Sponsor\(s\)](#)   [1 Attach.](#)   [Planning/Zoning, Land Design & Development](#)

- 33   [O-80-04-06](#)   AN ORDINANCE CHANGING THE ZONING FROM R-4 SINGLE FAMILY RESIDENTIAL TO PEC PLANNED EMPLOYMENT CENTER ON PROPERTY LOCATED AT 1717, 1801, 1901, 1903, 1905, 1907, 1909, 2107 2211; AND 2301 TUCKER STATION ROAD AND 13005 AND 13007 REHL ROAD, CONTAINING 282.78 ACRES AND BEING IN LOUISVILLE METRO (DOCKET NO. 9-67-05).

[Sponsor\(s\)](#)   [1 Attach.](#)   [Planning/Zoning, Land Design & Development](#)

- 34   [O-201-10-06](#)   AN ORDINANCE CHANGING THE ZONING FROM C-1 COMMERCIAL TO R-5 SINGLE FAMILY RESIDENTIAL AND FROM R-5 SINGLE FAMILY RESIDENTIAL TO R-1, R-2, AND R-4 SINGLE FAMILY RESIDENTIAL IN THE KENWOOD HILL NEIGHBORHOOD LOCATED SOUTH OF HWY I-264 (WATTERSON EXPRESSWAY) AND EAST OF NEW CUT ROAD. THE BOUNDARIES ARE GENERALLY, NEW CUT ROAD TO THE WEST, WEST KENWOOD DRIVE AND SOUTH 3RD STREET TO THE NORTH, SENECA TRAIL AND SOUTHSIDE DRIVE TO THE EAST AND PALATKA ROAD TO THE SOUTH AND BEING IN LOUISVILLE METRO (DOCKET NO. 9-13-06).

[Sponsor\(s\)](#)   [1 Attach.](#)   [Planning/Zoning, Land Design & Development](#)

- 35   [O-231-11-05](#)   THIS ITEM WAS RE-TABLED AND WILL REMAIN IN THE GOVERNMENT ADMINISTRATION, RULES, ETHICS AND AUDIT COMMITTEE.

[Sponsor\(s\)](#)   [Government Administration, Rules, Ethics & Audit](#)

## New Business

- 36   [O-206-10-06](#)   Removed per the request by the Sponsor.

[Sponsor\(s\)](#)   [Committee on Committees](#)

- 37 [O-208-10-06](#) AN ORDINANCE CHANGING THE ZONING FROM R-4 SINGLE FAMILY RESIDENTIAL TO OR-1 OFFICE RESIDENTIAL, C-N COMMERCIAL NEIGHBORHOOD AND R-5A MULTI-FAMILY RESIDENTIAL ON PROPERTY LOCATED AT 7303 RIVER ROAD, CONTAINING 5.9 ACRES AND BEING IN LOUISVILLE METRO (DOCKET NO. 9-27-06).  
[Sponsor\(s\)](#) [Planning/Zoning, Land Design & Development](#)
- 38 [O-209-10-06](#) AN ORDINANCE CLOSING FULTON STREET, LETTERLE AVENUE, WAYNE STREET, A SECTION OF OLD RIVER ROAD, MARION STREET, A SECTION OF FRANKFORT AVENUE (FORMERLY KNOWN AS OHIO STREET), AND UNION STREET ALL BOUNDED BY THE OHIO RIVER ON THE NORTH, RELOCATED RIVER ROAD ON THE SOUTH, ADAMS STREET ON THE WEST, AND BEARGRASS CREEK ON THE EAST, AND BEING IN LOUISVILLE METRO (DOCKET NO. 1-14-05).  
[Sponsor\(s\)](#) [Planning/Zoning, Land Design & Development](#)
- 39 [R-173-10-06](#) A RESOLUTION PURSUANT TO ORDINANCES 111 AND 112, SERIES 2006, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING RENEWAL CONTRACT - (UNIVERSITY OF LOUISVILLE - \$18,000.00).  
[Sponsor\(s\)](#) [Contracts/Appointments](#)
- 40 [R-174-10-06](#) A RESOLUTION PURSUANT TO ORDINANCES 111 AND 112, SERIES 2006, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING RENEWAL CONTRACT - (UNIVERSITY OF LOUISVILLE- \$37,000.00).  
[Sponsor\(s\)](#) [Contracts/Appointments](#)
- 41 [R-175-10-06](#) A RESOLUTION PURSUANT TO ORDINANCES 111 AND 112, SERIES 2006, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING RENEWAL CONTRACT - (UNIVERSITY OF LOUISVILLE - \$54,000.00).  
[Sponsor\(s\)](#) [Contracts/Appointments](#)
- 42 [R-176-10-06](#) A RESOLUTION PURSUANT TO ORDINANCES 111 AND 112, SERIES 2006, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING THIRD AMENDMENT TO CONTRACT - (JOHN PHELPS AND ASSOCIATES CONSULTING ENGINEERS, INC. - \$10,000 FOR A NEW NOT TO EXCEED AMOUNT OF \$85,000.00).  
[Sponsor\(s\)](#) [Contracts/Appointments](#)
- 43 [R-177-10-06](#) A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A STATE GRANT FROM THE KENTUCKY TRANSPORTATION CABINET IN THE AMOUNT OF APPROXIMATELY \$106,599.50 TO BE USED BY THE METRO DEVELOPMENT AUTHORITY FOR THE SHELBYVILLE ROAD (US 60) SAFETY AND BEAUTIFICATION PLAN.  
[Sponsor\(s\)](#) [Transportation/Public Works](#)

- 44    [O-211-10-06](#)    AN ORDINANCE APPROPRIATING \$9,750 TO PORTLAND PROMISE CENTER WITH \$5,000 FROM DISTRICT 5, \$3,000 FROM DISTRICT 4, \$1,000 FROM DISTRICT 7, \$250 FROM DISTRICT 14, AND \$500 FROM DISTRICT 25 NEIGHBORHOOD DEVELOPMENT FUNDS THROUGH THE DEPARTMENT OF FINANCE AND BUDGET FOR OPERATING EXPENSES.  
[Sponsor\(s\)](#)        [Appropriations, NDFs and CIFs](#)
- 45    [O-207-10-06](#)    AN ORDINANCE APPROPRIATING \$7,000 TO LEGACIES UNLIMITED, INC. WITH \$5,000 FROM DISTRICT 5 AND \$2,000 FROM DISTRICT 1 NEIGHBORHOOD DEVELOPMENT FUNDS THROUGH THE DEPARTMENT OF FINANCE AND BUDGET FOR OPERATING EXPENSES.  
[Sponsor\(s\)](#)        [Appropriations, NDFs and CIFs](#)
- 46    [R-178-10-06](#)    A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET, IN THE AMOUNT OF APPROXIMATELY \$76,000 FOR BICYCLE AND PEDESTRIAN COORDINATION, EDUCATION AND PROMOTION.  
[Sponsor\(s\)](#)        [Transportation/Public Works](#)
- 47    [O-205-10-06](#)    AN ORDINANCE APPROPRIATING A TOTAL OF \$16,200 FROM THE FOLLOWING NEIGHBORHOOD DEVELOPMENT FUNDS, DISTRICT 11 - \$2,250, DISTRICT 17 - \$2,700, DISTRICT 18 - \$5,850, DISTRICT 20 - \$1,800, DISTRICT 22 - \$1,800 AND DISTRICT 23 - \$1,800, TO THE DEPARTMENT OF PUBLIC WORKS FOR THE PURCHASE AND INSTALLATION OF ELEVATED STREET SIGNS ON HURSTBOURNE LANE.  
[Sponsor\(s\)](#)        [Appropriations, NDFs and CIFs](#)

## Addendum